

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.28218 of 2008
KULDEEP PASWAN & ANR Vrs. THE STATE OF BIHAR

/2/ 13.08.2008

Heard the counsel for the petitioners and the State.

2. Specific allegation of firing has been attributed against Harijan Paswan. So far these petitioners are concerned, they were alleged to have assaulted with lathi and danda. Counsel for the petitioners submits that no such injury was found on the person of the deceased. The investigating officer has submitted final form and not sent up these petitioners for trial, however, the Magistrate has taken cognizance on the basis of protest petition.

3. Considering the facts, the prayer for anticipatory bail on behalf of the petitioners, Kuldeep Paswan and Jagdish Paswan, is **allowed**. They are directed to be released on anticipatory bail, in case of their surrender before the Court concerned within four weeks from today, on furnishing bail bonds of Rs.10,000/- (rupees ten thousand) each with two sureties of the like amount each in connection with Complaint Case No. 358 of 2005 to the satisfaction of the Chief Judicial Magistrate, Rohtas at Sasaram, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(**Mridula Mishra, J.)**

S.A.